

Mental Health Overnight Advisory Council (MHOAC)
Wingate Hotel
October 8, 2014

Council Purpose: To review the Mental Health Block Grant Plan and make recommendations. Serve as an advocate for children with serious emotions disturbances and adults with serious mental illness. Monitor, review and evaluate, not less than once a year, the allocation and adequacy of mental health services within the State.

Council Members Present: Christine Bates, Andrea Lower, Donna Zook, Marlene Disburg-Ross, Sydney Blair, Bill Hodges, Dorothy McCartney, Senator Roger Webb, Rebecca de Camera, Andy Hunthausen, Glenda Oldenburg, Gary Travis, Barb DeBree, Bruce Brensdal, Representative Carolyn Pease-Lopez, Chris Glines

Guests: Kandis Franklin, Bernie Franks-Ongoy

AMDD Staff: Marlene Disburg-Ross, Deb Matteucci, Carrie Lutkehus

The meeting was called to order at 9:15 a.m. by Chairwoman Christine Bates

Review Previous Business: Motion to review/approve May 20, 2014 minutes with no corrections. Motion made by Donna Zook and seconded by Sydney Blair. Motion passed.

Introductions/Welcome by Chris Bates.

Marlene introduced Carrie Lutkehus, Community Resource Manager. Marlene to transition oversight of MHOAC to Carrie. Marlene will still be available as a resource for questions.

Andrea Lower, Gallatin County Pretrial Supervisor

Andrea provided overview of the Pretrial program in Bozeman and the impact it has on the jail population.

Andrea referenced the following reports/studies in her presentation.

- Montana Board of Crime Control Jail Crowding Assessment
http://mbcc.mt.gov/PlanProj/projects/NIC_TA_%20Report.pdf
- A Second Look at Alleviating Jail Crowding – A Systems Perspective
<https://www.ncjrs.gov/pdffiles1/bja/182507.pdf>

- Guide to Mental Illness and the Criminal Justice System in Arapahoe and Douglas Counties, CO
http://www.namicolorado.org/Portals/0/NAMI-AD_Family_Guide_to_Criminal_Justice_System2-12-10.pdf
- Gallatin County Office of Court Services - Pretrial Services
http://www.gallatin.mt.gov/public_documents/Gallatincomt_courtservices/pretrial

Bernie Franks-Ongoy, Disability Rights Montana

Disability Rights, Montana is a private, nonprofit organization that was created 39 years ago. It is mandated by the federal government and is federally funded. Primary purpose is to advocate for Montana's with disabilities.

Update on lawsuit filed by Disability Rights Montana with Department of Corrections (DOC) and Department of Public Health and Human Services (DPHHS)

- Disability Rights Montana (DRM) interviewed 72 prisoners, reviewed their records and determined they had enough information to file a lawsuit
- On October 29, 2013 a demand letter was sent to DOC and DPHHS that outlined their findings and their expectations to resolve the lawsuit.
- Directors from both DOC and DPHHS are sincere and want to resolve the issues.
- Mental Health Unit at the State Prison only has 12 beds, but have 175 prisoners on the psychiatrist caseload.
- Lawsuit was filed on February 28, 2014 in Federal Court.
- There are 170 solitary confinement cells in the prison, which are generally always full. They are used to control behavior
- DPHHS filed a motion to dismiss them from the lawsuit. DRM included DPHHS in lawsuit, because people who are sentenced to State Hospital are transferred to prison, however DPHHS still has jurisdiction over these inmates. Federal Court dismissed DPHHS from lawsuit, however, DRM is bringing them back in.
- Discovery period closes December 2015.
- Trial is set for April 2016.
- DRM would like DPHHS, DOC and DRM to come together and resolve this without going to court.

Legislative Update – Representative Pease-Lopez

House Joint Resolution 16 study results

- LC 237 – Generally revise laws related to foster care
- LC 338 – Appropriate money for new or expanded mental health crisis intervention

- LC 339 – Appropriate money for additional secure psychiatric detention beds
- LC 341 – Appropriate money for a forensic community corrections facility
- LC 342 – Appropriate money for state-run mental health group home
- LC 347 – Appropriate money for short-term voluntary mental health treatment

Legislative Update – Senator Webb

Prescription drug abuse – advance 3 bills

- LC 340 – Revise and extend the prescription drug registry fee
- LC 346 – Revise laws related to electronic prescribing of controlled substances
- LC 335 – Allow sharing of certain health care information with law enforcement
- LC 334 - Appropriate money for youth crisis diversion pilot projects

2015 Bill Information:

[http://laws.leg.mt.gov/legprd/law0203w\\$.startup?P_SESS=20151](http://laws.leg.mt.gov/legprd/law0203w$.startup?P_SESS=20151)

Block Grant Update - Marlene Disburg-Ross

- Marlene discussed the various projects the Block Grant is funding. Presentation on file.

AMDD Budget Update – Glenda Oldenburg, Administrator

- FY14 expenditures becomes base budget for the following FY.
- MHSP is funded through the general fund
- Block grant is federally funded
- Reviewed the Continuum of Care (SAMHSA). Services are provided based on what will meet individual needs. Clients move back and forth through the continuum at what level of care is needed at the time. Montana State Hospital and Montana Mental Health Nursing Care Center are specialty hospitals, which treat mental illness. Neither of these are the first place a client receives treatment. They both are used as a last resort.
- MHSP Waiver treats both physical and mental health issues. Treats the whole person.
- The level of care on the continuum varies, based on level of care needed:

Glenda reviewed the proposed Mental Health Initiative. At this time we are unsure what the Governor will move forward with. Will find out in November what is being supported.

Purpose of the proposal is to address critical issues in the state's ability to provide mental health services to individuals with severe and disabling mental illness. The proposal creates a funding and programmatic framework for strengthening services. The specific items in the proposal span the continuum of care from community based health promotion, prevention, out-patient services, crisis intervention acute care services, to measures that support ultimate stability in the community.

The Plan has four distinct program components

- Expanded Community Mental Health Services
- BHIF site planning
- Forensic Unit D Wing Improvements
- Dementia Treatment Unit

Rebecca de Camara, Administrator Disability Services Divisions, Children's Mental Health Bureau

- Children's mental health budget was cut nearly 11 million dollars last session.
- Demand for services not reduced. Saw an increase in demand for all services. Had the ability to move Medicaid funding around within division. Supplement funding without cutting services to children. Projecting a budget shortfall for FY14.
- Concerned about acute out of state hospitalizations. Ideally children would be better served in their own communities.
- Bureau doesn't have ideal utilization system management in place.
- Bureau/State doesn't have strong sense of all different services offered to children. Not a good sense of what a child needs so they could possibly be receiving more services than needed.

Implemented statewide assessment tool (CANS). Need to make data based decisions instead of "what sounds good". Make better decisions on what state is funding

- Bureau as a whole has improved their relationship with providers.

Plan for MHOAC Behavioral health Summit, spring 2015

- May 20 2015
- Facilitator will be Bill Hodges
- Purpose is to brainstorm key areas to focus on for the 2017 legislative session.
- Stakeholders will be invited and MHOAC Executive Committee.

DRAFT